

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JESUS CASTILLO, MARK KNOWLES, ALEX  
RODRIGUEZ, NICHOLAS JAMES  
THROLSON, R.S., KIMBERLY SCOTT,  
ROBIN WARBEY, DANIEL SMITH, MATT  
GROVES, VERN DEOCHOA, TYRONE  
WASHINGTON, individually, and on behalf of  
those similarly situated,

Plaintiffs,

v.

COSTCO WHOLESALE CORPORATION, a  
Washington corporation,

Defendant.

NO. 2:23-cv-01548-JHC

**STIPULATION AND ORDER TO  
STAY CASE SCHEDULE**

Plaintiffs Jesus Castillo, Mark Knowles, Alex Rodriguez, Nicholas James Throlson, R.S., Kimberly Soctt, Robin Warbey, Daniel Smith, Matt Groves, Vern Deochoa, and Tyrone Washington and Defendant Costco Wholesale Corporation (collectively, the “Parties”) request that the Court stay the case to allow the Parties to mediate this case.

Courts have “broad discretion” to stay proceedings. *Xirsi v. United States Dep’t of State*, No. 2:23-CV-00699-KKE, 2024 WL 756016, at \*1 (W.D. Wash. Feb. 23, 2024) (quoting *Clinton v. Jones*, 520 U.S. 681, 706 (1997)). “[T]he power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of

1 time and effort for itself, for counsel, and for litigants.” *Id.* (quoting *Landis v. N. Am. Co.*, 299  
2 U.S. 248, 254 (1936)); *see also* Fed. R. Civ. P. 1.

3 With additional time, this case may be resolved without the need of further judicial  
4 intervention, which would conserve the resources of the Parties and the Court by allowing the  
5 Parties to focus on potential settlement discussions. The Parties have commenced discovery  
6 and have agreed that if this Stipulation is granted that it shall also mutually stay the Parties’  
7 obligations to respond to outstanding discovery requests, but that the Parties shall cooperate in  
8 good faith to provide information necessary for a productive mediation and potential resolution.  
9 The Parties, therefore, respectfully request that the Court stay the case and vacate all pending  
10 case deadlines until the Parties can complete mediation on May 28, 2025. The Parties propose  
11 that they provide a joint update to the Court by June 6, 2025.

12 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

13 DATED: February 18, 2025

14 **TOUSLEY BRAIN STEPHENS PLLC**

15 By: s/Kim D. Stephens, P.S.  
16 Kim D. Stephens, P.S., WSBA #11984  
17 Rebecca L. Solomon, WSBA #51520  
18 1200 Fifth Avenue, Suite 1700  
19 Seattle, WA 98101  
20 Telephone: (206) 682-5600  
21 Facsimile: (206) 682-2992  
22 kstephens@tousley.com  
23 rsolomon@tousley.com

24 **ZIMMERMAN REED LLP**

25 By: s/Hart L. Robinovitch  
26 Hart L. Robinovitch (*admitted pro hac vice*)  
Ryan J. Ellersick, WSBA # 43346  
14648 North Scottsdale Road, Suite 130  
Scottsdale, AZ 85254  
Telephone: (480) 348-6400  
hart.robinovitch@zimmreed.com  
ryan.ellersick@zimmreed.com  
*Interim Co-Lead Counsel*

**MILBERG COLEMAN BRYSON  
PHILLIPS**

**GROSSMAN, PLLC**

Gary M. Klinger (*admitted pro hac vice*)  
227 W. Monroe Street, Suite 2100  
Chicago, IL 60606  
Telephone: (866) 252-0878  
gklinger@milberg.com

Glen L. Abramson (*admitted pro hac vice*)  
Alexandra M. Honeycutt (*admitted pro hac vice*)  
800 S. Gay Street, Suite 1100  
Knoxville, TN 37929  
Telephone: (866) 252-0878  
gabramson@milberg.com  
ahoneycutt@milberg.com

**BARRACK RODOS & BACINE**

Stephen R. Basser (*admitted pro hac vice*)  
sbasser@barrack.com  
Samuel M. Ward (*admitted pro hac vice*)  
sward@barrack.com  
600 West Broadway, Suite 900  
San Diego, CA 92101  
Telephone: (619) 230-0800

**LEVI & KORSINSKY, LLP**

Mark S. Reich\*  
Courtney Maccarone\*  
mreich@zlk.com  
cmaccarone@zlk.com  
33 Whitehall Street, 17<sup>th</sup> Floor  
New York, NY 10004  
Telephone: 212-363-7500  
Fax: 212-363-7171

*Plaintiff's Steering Committee*

*Attorneys for Plaintiffs and the Putative Class*

DATED: February 18, 2025

**HOLLAND & KNIGHT**

By: s/Kristin M. Asai  
Kristin M. Asai, WSBA #49511  
Kristin.Asai@hklaw.com  
601 SW Second Avenue, Suite 1800  
Portland, OR 97204  
Telephone: 503.243.2300

By: s/Ashley L. Shively

Ashley L. Shively  
By: s/Rebecca G. Durham  
Rebecca G. Durham  
Ashley.Shively@hklaw.com  
Rebecca.Durham@hklaw.com  
560 Mission Street, Suite 1900  
San Francisco, CA 94105  
Telephone: 415.743.6900

*Counsel for Defendant Costco Wholesale Corporation*

**ORDER**

The Parties' Stipulated Motion is GRANTED. Accordingly, the Court stays the proceedings and vacates all pending case deadlines. The Parties are directed to provide a status report to the Court no later than June 6, 2025.

IT IS SO ORDERED.

Dated this 18th day of February, 2025

  
JOHN H. CHUN  
UNITED STATES DISTRICT JUDGE